IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL SECOND APPEAL No. 231 of 2004

MADAN LAL & ORS
V/S
SHRI AJEETNATH TEMPLE,GHOD, SIROHI

Mr. BK BHATNAGAR, for the appellant / petitioner

Mr. RAJESH SHAH, for the respondent

Date of Order : 12.10.2006

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the parties and perused the impugned judgments, and the record.

In my view, the learned Court below has appreciated the material on record threadbare, and despite finding the wall to be belonging to the plaintiff temple, good amount of indulgence has been granted to the defendant by maintaining many of the constructions thereon.

In the totality of circumstances, in my view, the impugned decree is eminently just and proper, and does not require any interference in second appeal.

The appeal is, therefore, dismissed summarily.

(N P GUPTA),J.

/tarun/